THE HON'BLE SRI JUSTICE D.S.R. VARMA
AND
THE HON'BLE SRI JUSTICE K.C. BHANU

WRIT PETITION No.24435 of 2007

DATED : 20-11-2007

Between :

P. Suryachandra Rao

...Petitioner.

AND

The Regional Joint Director of School Education,
Kakinada,
East Godavari District and 3 others.

...
Respondents.

THE HON'BLE SRI JUSTICE D.S.R. VARMA
AND
THE HON'BLE SRI JUSTICE K.C. BHANU

WRIT PETITION No.24435 of 2007

ORAL ORDER : (per the Hon'ble Sri Justice D.S.R. Varma)

Heard Sri G. Dharma Rao, learned counsel for the petitioner, and the learned Government Pleader for Services-I.

2. This writ petition is filed challenging the orders of the A.P. Administrative Tribunal, Hyderabad (for brevity 'the Tribunal') passed in O.A.No.6938 of 2007, dated 14-11-2007, whereby and whereunder Notice before admission was ordered.

3. It is the case of the petitioner that he was appointed as

School Assistant in the year 1993 and subsequently promoted as M.E.O. in the year 1991. While he was working as M.E.O. at Narsapuram, West Godavari District, he was placed under suspension by the proceedings R.C.No.5122/B1/2007, dated 08-11-2007 of the Regional Joint Director of School Education, Kakinada, East Godavari District, first respondent herein. Challenging the said orders of suspension, the petitioner approached the Tribunal by way of filing O.A.No.6938 of 2007. The Tribunal, by order, dated
14-11-2007, ordered notice before admission to the respondents returnable in two weeks. Aggrieved by the same, the petitioner filed the present writ petition.

4. From a perusal of the order passed by the Tribunal, it is obvious that the Tribunal wanted to hear the other side also after putting the respondents on notice and then pass final orders.

5. As a matter of fact, the O.A. is neither admitted, nor there is any interim direction in favour of the petitioner and no cause of action, as such, is existing for the petitioner so as to file the present writ petition.

6. There are no merits in the writ petition and the same is liable to be dismissed.

7. In the result, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

8. Needless to mention that the petitioner can raise all the grounds available to him at the time of hearing before the Tribunal.

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JUSTICE D.S.R.VARMA

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JUSTICE K.C. BHANU

20-11-2007
Msr.

THE HON'BLE SRI JUSTICE D.S.R. VARMA
AND
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(Msr)